

RECEIVED
CENTRAL FAX CENTER

008/009

OCT 23 2006

60,130-1829 (00MRA0373/382)

REMARKS

Claims 21-41 remain pending in the application including independent claim 21. Claims 22, 23, and 30-40 stand withdrawn as being drawn to non-elected species pending allowance of a generic claim. Claims 1-20 and 42 have been cancelled. Previously added claims 43-45 were added, including independent claim 44, which read on the elected embodiment. New dependent claims 46-47 are added by the present amendment; these claims read on the elected embodiment and are generic claims.

The examiner has objected to the specification because the figures have not been described separately. Applicant disagrees. In the amendment mailed on January 5, 2005, a substitute specification was submitted in redline/strikeout version indicating changes made and in a clean version including all changes. This substitute specification separately describes each figure. The examiner also states that this substitute specification has not been entered because applicant has not submitted a response stating that no new matter had been added to the substitute specification. This is also incorrect. In the amendment mailed on September 13, 2005, applicant included a statement that no new matter had been added to the substitute specification that was submitted on January 5, 2005. Thus, applicant respectfully asserts that all objections to the specification have been fully addressed.

Claims 43 and 45 have been amended as indicated above in response to the examiner's rejection under 35 U.S.C. 112. Thus, applicant asserts that all 35 U.S.C. 112 rejections have now been overcome.

Claims 21, 24-26, 28, 29, 41, and 43-45 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Saito (US 6,185,873) alone. The examiner argues that Saito discloses a door panel 5 having a first alignment member (outside surface of 5a) and a second alignment member (inside surface of 5a). The examiner further argues, "Like aligning the sites on a rifle, the inner and outer surfaces of 5a provide an indicia used for properly positioning the housing 8 and power mechanism 7 with respect to the door panel." Office Action of July 27, 2006, page 6, lines 7-9.

Assuming for the moment that the examiner's argument has merit, it is necessary in a rifle sighting context to be able to *see* the components being aligned. Claim 21 recites that the window regulator housing is aligned relative to the vehicle door panel via the first alignment member. Under the examiner's interpretation, this would require the window regulator housing 8 (Figure 4)

Best Available Copy

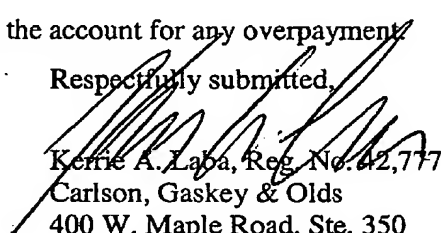
60,130-1829 (00MRA0373/382)

to be aligned relative to the door panel via the outside surface of 5a. However, this outside surface of panel 5 cannot be seen as it is obscured by the outside door panel 4. See Figure 1 and col. 2, line 62 through col. 3, line 3. As a result, applicant asserts that, as argued in applicant's previous response, the outside surface of 5a is not capable of aligning the housing 8 relative to the door panel 5. Thus, applicant respectfully asserts that Saito does not disclose, suggest, or teach the steps set forth in claim 21. For similar reasons, independent claim 44 and associated dependent claims 24-26, 28, 29, 41, 43, and 45 are allowable over Saito.

Additionally, new claims 46 and 47 are allowable over Saito. The new claims recite that there is contact between a respective one of the first and second alignment members and a corresponding portion of an associated one of the window regulator housing and power mechanism to align these respective components to the vehicle door panel. Saito does not disclose this type of contacting relationship. See Figure 4.

Applicant asserts that all claims are in condition for allowance. The Commissioner is authorized to charge Deposit Account No. 50-1482, in the name of Carlson, Gaskey & Olds for two additional dependent claims. It is believed that no additional fees are due, however, the Commissioner is authorized to charge Deposit Account No. 50-1482, in the name of Carlson, Gaskey & Olds, for any additional fees or credit the account for any overpayment.

Respectfully submitted,


Kerrie A. Laba, Reg. No. 42,777
Carlson, Gaskey & Olds
400 W. Maple Road, Ste. 350
Birmingham, MI 48009
(248) 988-8360

Dated: October 23, 2006

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States patent and Trademark Office, fax number (703) 872-9306, on October 23 2006.


Laura Combs